City of Lafayette
Public Meeting Action Agenda
City Council Special Joint Meeting
Circulation Commission and the Bicycle Pedestrian Advisory Committee

Monday, April 14, 2008 6:30 pm
Lafayette Community Center – Sequoia Room
500 St. Mary's Road, Lafayette, California

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1. CALL TO ORDER
2. ROLL CALL
   Mayor Anderson, Vice Mayor Tatzin, Councilmembers Andersson, Anduri and Federighi

   Bicycle Pedestrian Advisory Committee Members: Bart Carr; Claude Aiello, Pat Clarkson, Bruce Allen

   Circulation Commissioners: Lynn Hiden, Eugene Holit, Ellen Poling, Cindy Sevilla and Mary-Jane Wood

   Staff: Steven Falk, City Manager, Leah Greenblat, Transportation Planner; Mala Subramanian, City Attorney

3. ADOPTION OF AGENDA
4. PUBLIC COMMENT
5. PRESENTATION

   A. Circulation Commission and the Bicycle Pedestrian Advisory Committee Accomplishments for 2007/2008 and Goals for 2008/2009
      Action: ***Received and filed.***

6. ADJOURNMENT

I, Joanne Robbins, declare under penalty of perjury that this agenda has been posted at least 72 hours in advance at the Lafayette City Offices, 3675 Mt. Diablo Blvd., Suite 210, Lafayette, CA.

* Any writings or documents pertaining to an **open session** item provided to a majority of the City Council less than 72 hours prior to the meeting, shall be made available for public inspection at the front counter at City Hall located at 3675 Mt. Diablo Blvd., Suite 210, Lafayette, CA. during normal business hours.

City of Lafayette
Public Meeting Action Agenda
City Council Regular Meeting
Joint Meeting with Circulation Commission
Redevelopment Agency Special Meeting

Monday, April 14, 2008 7:00 pm
Lafayette Community Center – Manzanita Room
500 St. Mary's Road, Lafayette, California

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1. CALL TO ORDER
2. ROLL CALL
   Mayor Anderson, Vice Mayor Tatzin, Councilmembers Andersson, Anduri and Federighi

   Staff: Steven Falk, City Manager; Tracy Robinson, Administrative Services Director; Ann Merideth, Community Development Director; Niroop Srivatsa, Planning and Building Services Manager; Matt Luttropp, Associate Engineer; Tony Coe, Engineering Services Manager; Leah Greenblat, Transportation Planner; Christine Sinnette, Senior Planner; Joanne Robbins, City Clerk

3. PLEDGE OF ALLEGIANCE
4. ADOPTION OF AGENDA
5. REPORT FROM CLOSED SESSION
6. PUBLIC COMMENTS
7. PRESENTATIONS
   A. The Acalanes High School Jazz Combo, winners of the Monterey Jazz Festival NeXT Generation youth jazz combo competition, coached by Mary Fettig
      Action: Received and filed.

   B. Presentation to the winners of the City of Lafayette green awards for Environmental Excellence
      Action: Received and filed.

   Cake Break

   Convene joint session with Circulation Commission

   Circulation Commissioners: Lynn Hiden, Eugene Holit, Ellen Poling, Cindy Sevilla, Mary-Jane Wood

   C. Martin Engelmann, Contra Costa Transportation Authority Deputy Director and Leah Greenblat, Transportation Planner
      Draft Lamorinda Action Plan
      Action: Received and provided comments.

   Adjourn joint session

8. OLD BUSINESS
   A. Matt Luttropp, Associate Engineer
      1. Presentation of Conceptual Plans for Mt. Diablo Boulevard Pathway from the Lafayette Reservoir to Village Center

Action: ***Staff provided verbal update and will return to council with written recommendations to be forwarded to EBMUD.***

2. Unpermitted Removal of Public Sidewalk on Merriewood Drive
Action: City attorney to amend Exhibit D as agreed and return the executed agreement for council approval on the April 28, 2008 consent calendar. Vote: 5-0 (Ayes: Anderson, Andersson, Anduri, Federighi and Tatzin; Noes: None)

Convene Redevelopment Agency

B. Steven Falk, City Manager
Funding Agreement between the City of Lafayette and the Lafayette Library and Learning Center Foundation; Loan Agreement between the Lafayette Redevelopment Agency and the Lafayette Library and Learning Center Foundation; and Use Agreement between the City of Lafayette and the Lafayette Library and Learning Center Foundation.
Action: Reviewed the Funding Agreement between the City of Lafayette and the Lafayette Library and Learning Center Foundation; Loan Agreement between the Lafayette Redevelopment Agency and the Lafayette Library and Learning Center Foundation; and Use Agreement between the City of Lafayette and the Lafayette Library and Learning Center Foundation and continued for approval on April 28, 2008. Vote: 4-0-1 (Ayes: Anderson, Andersson, Anduri and Federighi; Noes: None; Abstain: Tatzin)

Adjourn Redevelopment Agency

9. STAFF REPORTS
A. Mike Moran, Associate Engineer
Award of Contract for Estates Drive and Canyon Road pavement Rehabilitation and Storm Drain Improvements Project, project Number 014-9668
Action: 1) Adopt the project plans, specifications, and project details to conform to the Uniform Construction Accounting Act. 2) Award contract for the Estate Drive and Canyon Road Pavement Rehabilitation and Storm Drain Improvement Project, Project Number 014-9668, to William G. McCullough Co. in the amount of $981,803.50. 3) Authorize a project budget increase of $260,000, to be funded from Fund 014 fund balance. Vote: 5-0 (Ayes: Anderson, Andersson, Anduri, Federighi and Tatzin; Noes: None)

10. PUBLIC HEARINGS
A. Christine Sinnette, Senior Planner
Resolution 2008-15 (previously Ordinance 571) ratifying Ordinance No. 2007-47 of the Contra Costa County Fire Protection District adopting amendment to the California Fire Code
Action: Conducted the public hearing and adopted Resolution 2008-15 ratifying District Ordinance No. 2007-047. Vote: 5-0 (Ayes: Anderson, Andersson, Anduri, Federighi and Tatzin; Noes: None)

B. Niroop Srivatsa, Planning & Building Services Manager
Consideration Of The Fourth Amendment To The Town Center Development Agreement which (1) Extends the term of the Development Agreement for no more than two additional years, (2) Allows either: (i) an office use as originally contemplated in the Development Agreement or (ii) a residential use for Phase III of the Town Center development, (3) Describes the attributes of the residential project alternative, and (4) Establishes specific fees which may be charged in the event that a residential project alternative is pursued. Property is located north of Mount Diablo Blvd., between South Thompson Road and the Dewing Avenue

extension. APNs 243-040-034 to 037.
Action: Introduced Ordinance 574 and continued to the meeting of April 28th for second reading and adoption. Vote: 5-0 (Ayes: Anderson, Andersson, Anduri, Federighi and Tatzin; Noes: None)

11. CONSENT CALENDAR
    A. City Council Minutes
        1. March 24, 2008
           Action: Approved. Vote: 5-0 (Ayes: Anderson, Andersson, Anduri, Federighi and Tatzin; Noes: None)
        2. March 31, 2008
           Action: Approved. Vote: 5-0 (Ayes: Anderson, Andersson, Anduri, Federighi and Tatzin; Noes: None)

    B. Ordinance 573 - GP01-06/RZ01-06CC: KO Architects (applicant), The Woodbury, LLC (owner), P1 Zoning:Request for approval to amend the planned unit development (1) reduce the project unit count from the approved eighty (80) units to a project of not less than sixty (60) units and (2) make minor changes to the building elevations. The site plan, building footprints and envelopes and landscaping plans will remain unchanged. Project Location: 3758 Mt. Diablo Blvd.. APNs 241-010-024, 033, 034, 040
       Action: Waived second reading of Ordinance 573 and adopted. Vote: 5-0 (Ayes: Anderson, Andersson, Anduri, Federighi and Tatzin; Noes: None)

    C. Agreement for installation and maintenance of existing landscaping between Gray Horse Investors and the City of Lafayette, for property located at 3675 Mt. Diablo Blvd. APN 241-030-033 and 241-030-034
       Action: Accepted agreement for installation and maintenance of existing landscaping and authorized the City Clerk to record. Vote: 5-0 (Ayes: Anderson, Andersson, Anduri, Federighi and Tatzin; Noes: None)

    D. Agreement for installation and maintenance of existing and new landscaping between property owner, William J. and Margaret A. Schlinkert and the City of Lafayette, for property located at 3430 La Caminita. APN 230-040-011
       Action: Accepted agreement for installation and maintenance of existing and new landscaping and authorized City Clerk to record. Vote: 5-0 (Ayes: Anderson, Andersson, Anduri, Federighi and Tatzin; Noes: None)

    E. Agreement for Installation and Maintenance of Existing and New Landscaping between property owner, Dan Akol and the City of Lafayette, for property located at 3660 Happy Valley Road. APN 244-160-004
       Action: Accepted agreement for installation and maintenance of existing and new landscaping and authorized City Clerk to record. Vote: 5-0 (Ayes: Anderson, Andersson, Anduri, Federighi and Tatzin; Noes: None)

    F. Request by Lafayette Hidden Oaks, L.P. for approval of a Pedestrian Trail Wall Agreement to allow a dry stack stone wall in the pedestrian trail easement on Lot 2, 26 Sanford Lane (APN 185-430-004), to me maintained by the property owner of Lot 3, 24 Sanford Lane (APN 185-430-005)
       Action: Approved the Pedestrian Trail Wall Agreement and authorized its recordation. Vote: 5-0 (Ayes: Anderson, Andersson, Anduri, Federighi and Tatzin; Noes: None)

G. Sunset the Parking Meter Task Force and authorize the mayor to send letter of thanks to committee members.
Action: ***Sunset the Parking Meter Task Force and authorized the mayor to send letter of thanks to committee members. Vote: 5-0 (Ayes: Anderson, Andersson, Anduri, Federighi and Tatzin; Noes: None)***

H. Resignation of Dr. Yehuda Sherman from the Bicycle Pedestrian Advisory Committee.
Action: ***Accepted with regret. Vote: 5-0 (Ayes: Anderson, Andersson, Anduri, Federighi and Tatzin; Noes: None)***

I. Amendment to the 2008 Capital Improvement Program
Action: ***1) Adopted a CEQA Categorical Exemption finding under Section 15301C for the Camino Diablo Guard Rail Project and the Warner Court Traffic Calming and Safety Project and authorize staff to record a Notice of Exemption. 2) Established a budget of $33,000 for the Camino Diablo Guard Rail Project, Project Number 014-9669. 3) Established a budget of $46,000 for Bikeways Master Plan Implementation Project, Phase I, Project Number 014-9670. 4) Established a budget of $86,300 for the Stanley Boulevard/Warner Court Intersection Safety Project, Project Number 014-9671. Vote: 5-0 (Ayes: Anderson, Andersson, Anduri, Federighi and Tatzin; Noes: None)***

J. Disposal of Surplus City Equipment & Vehicles
Action: ***Declared the equipment as surplus property. Vote: 5-0 (Ayes: Anderson, Andersson, Anduri, Federighi and Tatzin; Noes: None)***

K. Appointing Members to the Lafayette Finance Review Committee and amend mission statement by adding one additional member to the Lafayette Finance Review Committee
Action: ***Appointed Lee Burrows, Daniel Deitrick, Glenn Farrell, Michael Gilson, Deb Jansen and Elizabeth Stanners to the Lafayette Finance Review Committee. Vote: 5-0 (Ayes: Anderson, Andersson, Anduri, Federighi and Tatzin; Noes: None)***

L. Resolution 2008-13 Preliminarily Approving the Engineer's Annual Levy Report, and Declaring Intention to Levy and Collect Annual Assessments for the Core Area Landscaping and Lighting District 1979-1 for 2008/2009
Action: ***Adopted Resolution 2008-13. Vote: 5-0 (Ayes: Anderson, Andersson, Anduri, Federighi and Tatzin; Noes: None)***

M. Resolution 2008-14 Preliminarily Approving the Engineer's Annual Levy Report, and Declaring Intention to Levy and Collect Annual Assessments for the Residential Lighting District 1979-2 for 2008/2009
Action: ***Adopted Resolution 2008-14. Vote: 5-0 (Ayes: Anderson, Andersson, Anduri, Federighi and Tatzin; Noes: None)***

N. Encroachment Into the Public Right-of-Way Along Sweet Drive at 3290 Sweet Drive, agreement between property owner, Francis J. Dodd and the City of Lafayette.
APN 236-122-0011
Action: ***Approved encroachment agreement and authorized city clerk to record. Vote: 5-0 (Ayes: Anderson, Andersson, Anduri, Federighi and Tatzin; Noes: None)***

O. Letter dated April 8, 2008 from Jane Walsh resigning from the Emergency Preparedness Commission.
Action: ***Accepted resignation with regret and schedule recognition. Vote: 5-0 (Ayes:***

Anderson, Andersson, Anduri, Federighi and Tatzin; Noes: None)

12. COUNCIL/COMMISSION REPORTS
    A. Councilmember report on activities and consideration of matters a councilmember wishes to initiate for placement on a future agenda.

    B. Carl Anduri, Councilmember
    Efficacy of public forums
    Action: Item continued to future meeting. Vote: 5-0 (Ayes: Anderson, Andersson, Anduri, Federighi and Tatzin; Noes: None)

    C. Carol Federighi, Councilmember
    Resolution 2008-12 appointing two members to the Crime Prevention Commission.
    Action: Adopted Resolution 2008-12 appointing Rita Charles and Edward Valencia to the Crime Prevention Commission.

    D. Mayor Mike Anderson and Vice Mayor Don Tatzin
    Summary of meeting with Tramutola Consultants; Prospects for new general funding at the November election cycle for sales tax, utility tax or business license tax
    Action: Directed staff to return on April 28, 2008 with proposal from Tramutola Consultants. Vote: 5-0 (Ayes: Anderson, Andersson, Anduri, Federighi and Tatzin; Noes: None)

13. WRITTEN COMMUNICATIONS
    A. Letter dated March 12, 2008 from Rhonda James, Executive Director for Community Violence Solutions, requesting a proclamation recognizing April as "Sexual Assault Awareness Month".
    Action: Approved proclamation recognizing April as "Sexual Assault Awareness Month". Vote: 5-0 (Ayes: Anderson, Andersson, Anduri, Federighi and Tatzin; Noes: None)

    B. Letter dated March 21, 2008 from Ryan Nickelson, Race Director for the Lafayette Criterium, requesting permission to hold the fourth annual Lafayette Criterium Bike Race on Sunday, July 13th with road closures as outlined from 5:30 am to 4:30 pm. The event beneficiary will again be the Lafayette Arts and Science Foundation.
    Action: Granted permission for the fourth annual Lafayette Criterium and directed staff to work with the race director regarding street closures. Vote: 5-0 (Ayes: Anderson, Andersson, Anduri, Federighi and Tatzin; Noes: None)

14. CLOSED SESSION
    A. Conference with Legal Counsel - Existing Litigation
    Government Code section 54956.9(a)
    Sterling Albert v. City of Lafayette
    Case No. 1100054075
    Action: Direction given to legal counsel.

    B. Conference With Legal Counsel - Existing Litigation
    (Government Code section 54956.9(a).)
    David R. Bruzzone, et al. v. City of Lafayette, et al.
    Contra Costa County Superior Court Case No. C02 02145
    Action: Direction given to legal counsel.

15. ADJOURNMENT 11:45 pm in celebration of Lafayette resident Maria Canales 103rd birthday to the next regularly scheduled meeting on April 28, 2008.

I, Joanne Robbins, declare under penalty of perjury that this agenda has been posted at least 72 hours in advance at the Lafayette City Offices, 3675 Mt. Diablo Blvd., Suite 210, Lafayette, CA.

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